



सत्यमेव जयते

PUBLISHED BY AUTHORITY

SIMLA, SATURDAY, FEBRUARY 19, 1955

Separate paging is given to this Part in order that it may be filed as a separate compilation

## PART III—SECTION 3

### Notifications relating to Minor Administrations

#### GOVERNMENT OF KUTCH

##### NOTIFICATIONS

*Bhuj, the 9th February 1955*

No. F.276/53—The Chief Commissioner for Kutch is pleased to repost Shri B. P. Rao, as Statistics Officer, Kutch on his return from leave with effect from the forenoon of the 9th February 1955.

By order

S. B. PATIL

Secretary to the Chief Commissioner of Kutch

*Bhuj, the February 1955*

No. S-226/53—Reference this Government Notification No. S-226/53 dated the 22nd February 1954.

2. In consultation with the Union Public Service Commission, the Chief Commissioner for Kutch is pleased to continue on the existing terms, the appointment of Shri L. A. Buddhecha as Deputy Registrar, Cooperative Societies, Kutch with effect from 12th October 1954 till 15th February 1955 or till the Commission's nominee joins the post, whichever is earlier.

By order

S. B. PATIL

Secretary to the Chief Commissioner of Kutch

##### CORRIGENDUM

*Bhuj, the 10th February 1955*

No. S-319/54—For the figure and word "2 years" appearing in line 2 of paragraph 2 of this Government notification No. S-319/54 dated the 25th December 1954, please read "1 year".

By order

S. B. PATIL

Secretary to the Chief Commissioner of Kutch

#### GOVERNMENT OF AJMER

##### Labour Department

##### NOTIFICATIONS

*Ajmer, the 5th February 1955*

No. 1/40/43-LAB—The following draft of certain amendments to the State of Ajmer Minimum Wages Rules, 1950 which the Chief Commissioner, Ajmer proposes to make in exercise of the powers conferred by Section 30 of the Minimum Wages Act, 1948 (XI of 1948) read with the Government of India, Ministry of Labour Notification No. LP.24(1) dated the 16th March 1949, is published as required by the said section for the information of persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 15th March 1955.

Any objection or suggestion which may be received from any person with respect to the said draft before the aforesaid date will be considered by this Government.

#### Amendments

In the said Rules:—

1. After clause (f) of rule (2) the following clause shall be inserted namely:—

"(off) 'day' means a period of twenty four hours beginning at midnight."

2. In rule 21—

(ii) For clause (i) of sub-rule (2), the following clause shall be substituted namely:—

"(i) fines in respect of such acts and omissions on the part of the employed person as may be specified by the State Government by general or special order in this behalf."

(iii) For sub-rule (5) the following sub-rule shall be substituted, namely:—

"(5) The amount of fine imposed under sub-rule (3) shall be utilised only for such purposes beneficial to the employees as are approved by the State Government."

(i) In sub-rule (1) after clause (iii) the following clause shall be inserted:—

"(iv) The employer shall display in a conspicuous place at or near the main entrance of the Establishment, a notice in English and in the language of the majority of the persons employed therein, giving for not less than two months in advance, the days on which wages are to be paid."

3. In rule 22, after the word, "Notices" where it occurs for the first time, the words, figures and letter "in form IXA" shall be inserted.

4. After rule 24, the following rule shall be inserted namely:—

"24A. Night shifts. Where a worker in a scheduled employment works on a shift which extends beyond mid-night,

(a) for the purpose of rule 23, a holiday for the whole day shall mean in his case a period of twenty four consecutive hours beginning when his shift ends;

(b) the following day for him shall be deemed to be the period of twenty four hours beginning when such shift ends, and the hours he has worked after midnight shall be counted towards the previous duty."

5. In sub-rules (1) and (5) of rule 26, after the word "employer" the words "at the workspot" shall be added.

6. After rule 31 the following Chapter and Rule shall be added at the end, namely:—

"Chapter VII

Miscellaneous

32. Exemptions—These Rules shall not apply in relation to any scheduled employment in so far as there are already in force rules applicable to such employment, making equally satisfactory provisions for the matters dealt with by these rules."

7. After form IX, the following form shall be inserted, namely:—

"Form IX A"

Notices (Rule 22)

# EXTRACTS FROM THE MINIMUM WAGES ACT, 1948 AND THE RULES MADE THEREUNDER

## I. Whom the Act affects.

1. (a) The Act applies to persons engaged on scheduled employments on specified class of work in respect of which minimum wages have been fixed.

(b) No employee can give up by contract or agreement his rights in so far as it purports to reduce the minimum rates of wages fixed under the Act.

## II. Definition of Wages.

1. "Wages" means all remuneration payable to an employed person on the fulfilment of his contract of employment.

It excludes—

- (i) The value of any house accommodation supply of light, water, medical attendance or any other amenity or any service extended by general or special order of the appropriate Government;
- (ii) Contribution paid by the employer to any Pension Fund, Provident Fund or under any Scheme of Social Insurance;
- (iii) The travelling allowance or the value of any travelling concession;
- (iv) The sum paid to the person employed to defray special expenses entailed on him by the nature of his employment;
- (v) Gratuity payable on discharge.

2. The Minimum rate of wages may consist of—

- (i) a basic rate of wages and a special allowance called the cost of living allowance;
- (ii) a basic rate of wage with or without a cost of living allowance and the cash value of any concessions, like supplies of essential commodities at concession rates;
- (iii) an all inclusive rate comprising of basic rate, cost of living allowance and cash value of concession, if any.

3. The minimum wages payable to employees of Scheduled employments notified under Section 5 read with section 3 or as revised from time to time under Section 10 read with Section 3 may be—

- (a) a minimum time rate,
- (b) a minimum piece rate,
- (c) a guaranteed time rate,
- (d) an over-time rate;

differing with (1) different scheduled employments,

- (2) different classes of work,
- (3) different localities,
- (4) different wage periods and
- (5) different age groups.

## III. Computation and Conditions of Payment.

The employer shall pay to every employee engaged in scheduled employment under him wages at a rate not less than the minimum rate of wages fixed for that class of employee.

The minimum wages payable under this Act shall be paid in cash unless the Government authorises payment thereof either wholly or partly in kind.

Wage periods shall be fixed for the payment of wages at intervals not exceeding one month.

Wage shall be paid on a working day within seven days of the end of the wage period or within ten days if 1000 or more persons are employed.

The wages of a person discharged shall be paid not later than the second working day after his discharge.

If an employee is employed on any day for a period less than the normal working day he shall be entitled to receive wages for a full normal working day provided his failure to work is not caused by his unwillingness to work but by the omission of the employer to provide him with work for that period.

Where an employee does two or more classes of work to each of which a different minimum rate of wages is applicable, the employer shall pay to such employee in respect of the time respectively occupied in each such class or work wages at not less than the minimum rate in force in respect of each such class.

Where an employee is employed on piece work for which minimum time rate and not a minimum piece rate

has been fixed, the employer shall pay to such employee wages at not less than the minimum time rate.

## IV. Hours of work and holidays.

The number of hours which shall constitute a normal working day shall be—

- (a) in the case of an adult, 9 hours,
- (b) in the case of a child, 4½ hours.

The working day of an adult worker inclusive of the intervals of rest shall not exceed twelve hours on any day.

The employer shall allow a day of rest with pay in every period of seven days. Ordinarily Sunday the first day of the week shall be the holiday.

When a worker works in an employment for more than nine hours on any day or for more than forty-eight hours in a week he shall in respect of overtime worked be entitled to wages in scheduled employment other than agriculture, at double the ordinary rate of wages.

## V. Fines and Deductions.

No deductions shall be made from wages except those authorised by or under the Rules.

Deductions from the wages shall be one or more of the following kinds, namely:—

- (i) Fines: An employed person shall be explained personally and also in writing the act or omission in respect of which the fine is proposed to be imposed and given an opportunity to offer any explanation in the presence of another person. The amount of the said fine shall also be intimated to him. It shall be such as may be specified by the State Government. It shall be utilised in accordance with the directions of the State Government;
- (ii) Deductions for absence from duty;
- (iii) Deductions or damage to or loss of goods entrusted to the employee for custody, or for loss of money for which he is required to account where such damage is directly attributable to his neglect or default. The employed person shall be explained personally and also in writing the damage or loss, in respect of which the deduction is proposed to be made and given an opportunity to offer any explanation in the presence of another person. The amount of the said deduction shall also be intimated to him.

It shall be such as may be specified by the State Government:

- (iv) deductions for house accommodation supplied by the employer;
- (v) deductions for such amenities and services supplied by the employer as the State Government may by general or special order authorise. These will not include the supply of tools and protectives required for the purposes of employment;
- (vi) deductions for recovery of advances or for adjustment of over-payment of wages; such advances shall not exceed an amount equal to wages for two calendar months of the employed person and the monthly instalment of deductions shall not exceed one-fourth of the wages earned in that month;
- (vii) deductions of income tax payable by the employed person;
- (viii) deductions required to be made by order of a court or other competent authority;
- (ix) deductions for subscriptions to and for repayment of advances from any provident fund;
- (x) deductions for payment to co-operative societies or to a scheme of insurance approved by the Central Government.

## VI. Maintenance of Registers and Records.

Every employer shall maintain a register of wages specifying the following particulars for each period in respect of each employed person:

- (a) the minimum rates of wages payable,
- (b) the number of days in which over-time was worked,
- (c) the gross wages,
- (d) all deductions made from wages,
- (e) the wages actually paid and the date of payment.

Every employer shall issue wage slips containing prescribed particulars to every person employed.

Every employer shall get the signature or the thumb impressions of every person employed on the wages-book and wage-slips.

Entries in the wage books and wage slips shall be properly authenticated by the employer or his agent.

A muster roll shall be maintained by every employer and kept in the form prescribed.

Every employer shall keep exhibited at such places selected by the inspector, notices in English and in languages understood by a majority of the workers of the following particulars in a clean and legible form:

- (a) Minimum rate of wages,
- (b) Extracts from the Acts and the Rules, made thereunder,
- (c) Name and address of the Inspector.

#### VII. Inspections.

An Inspector can enter in any premises and can exercise powers of inspection (including examination of documents and taking evidence) as he may deem necessary for carrying out the purposes of the Act.

#### VIII. Claims and Complaints.

Where an employee is paid less than the minimum rates of wages fixed for his class of work or less than the amount due to him under the provisions of this Act, he can make an application in the prescribed form within six months to the authority appointed for the purpose. An application delayed beyond this period may please be admitted if the authority is satisfied that the applicant had sufficient cause for not making the application within such period.

Any legal practitioner, official of a registered union, Inspector under the Act or other person acting with the permission of the Authority can make the complaint on behalf of an employed person.

A single application may be presented by or on behalf of any number of persons belonging to the same factory the payment of whose wages has been delayed.

A complaint regarding less payment of notified wages under Section 22 of the Act can be made to the court only with the sanction of the Authority within one month of the grant of such sanction.

A complaint under Section 22 of the Act can be made to the court only by or with the sanction of an inspector within six months of the date on which the offence is alleged to have been committed.

#### IX. Action by the Authority.

The Authority may direct the payment of the amount by which minimum wages payable exceed the amount actually paid together with the payment of compensation not exceeding ten times the amount of such excess. The Authority may direct payment of compensation in cases where the excess is paid before the disposal of the application.

If a malicious or vexatious complaint is made, the Authority may impose a penalty not exceeding Rs. 50 on the applicant and order that it be paid to the employer.

Every direction of the authority shall be final.

#### X. Penalty for the offence under the Act.

Any employer who pays to any employee less than the amount due to him under the provisions of this Act or infringes any order or rules in respect of normal working day, weekly holiday, shall be punishable with imprisonment of either description for term which may extend to six months or with fine which may extend to five hundred rupees or with both.

Any employer who fails to maintain a register or record required to be maintained under Section 18, shall be punishable with fine which may extend to five hundred rupees.

#### XI. Minimum Rates of Wages Fixed.

Name of undertaking .....

Serial No. Category of employees. Minimum Wages.

#### XII. Name and Address of the Inspector(s).

Name. Address.

By order

V. N. BHATIA  
Deputy Secretary

Ajmer, the 7th February 1955

No. 1/40/53-LAB—In pursuance of sub-rule (4) of rule 21 of the State of Ajmer Minimum Wages Rules, 1950 the Chief Commissioner hereby specifies the amount of fine and deduction mentioned in sub-rule (3) of the said rule as follows:—

- (1) The total amount of fine which may be imposed in any one wage period on an employed person shall not exceed an amount equal to half an anna in the rupee of the wages payable to him in respect of that wage period;
- (2) The amount of deduction for damage or loss caused by an employed person shall not exceed the amount of the damage or loss caused to the employer by the neglect of the employed person.

By order

V. N. BHATIA  
Deputy Secretary

Ajmer, the 11th February 1955

No. 2/1/54-LAB—In exercise of the powers conferred on him by sub-section (2) of section 5 of the Indian Boilers Act, 1923 (V of 1923) the Chief Commissioner, Ajmer is pleased to appoint Shri K. B. Saxena Chief Inspector of Boilers, Factories and Electric Inspector, Delhi to be Chief Inspector of Boilers for the State of Ajmer with effect from the afternoon of the 4th October 1954, vice Shri N. R. Mohindra.

By order

V. N. BHATIA  
Deputy Secretary

Ajmer, the 11th February 1955

No. 2/1/54-LAB—In exercise of the powers conferred on him by sub-section (2) of section 8 of the Factories Act, 1948 (LXII of 1948), the Chief Commissioner, Ajmer is pleased to appoint Shri K. B. Saxena Chief Inspector of Boilers, Factories and Electric Inspector, Delhi to act as Chief Inspector of Factories for the State of Ajmer, with effect from the afternoon of the 4th October 1954, vice Shri N. R. Mohindra.

By order

V. N. BHATIA  
Deputy Secretary

#### Development Department

Ajmer, the 5th February 1955

No. B(2)/20/53-Dev—In exercise of the powers conferred by Section 34 of the Ajmer Laws Regulation, 1877 (III of 1877) the Chief Commissioner Ajmer hereby directs that the following further amendment shall be made in the Ajmer Merwara Cattle (Slaughter) Control Rules, 1947 published vide this Government Notification No. G/Misc-C.2 dated the 30th December 1947, namely:—

In the said rules, in rule 3(c) the words "The Director of Civil Supplies Ajmer Merwara" shall be substituted by the words "The Deputy Commissioner Ajmer".

By order

A. SEN  
Chief Secretary to Government of Ajmer

#### Revenue Department

Ajmer, the 7th February 1955

No. 62(2)/41/53-Rev—It is hereby certified that the Certificate of Approval granted to Shri Heeralal Jain, proprietor M/s Rajasthan Mica Co., Gudur (District Nellore (C.I.) in this Government Notification No. 3/27/51-Mines dated the 23rd October 1951, and as amended subsequently vide this Government Notification No. 3/27/51-Mines, 30th June 1953 has been further renewed with effect from 1st January 1955.

2. This renewed Certificate of Approval will remain in force upto the midnight of 31st December 1955.

By order

P. N. SETI  
Deputy Secretary

*Ajmer, the 7th February 1955*

**No. 62(2)/8/53-Rev**—It is hereby certified that the Certificate of Approval granted to M/s. Joshi Bros. Mahavir Ganj, Beawar, in this Government Notification No. 3/161/51-Mines, dated the 6th February 1952, has been further renewed with effect from 1st January 1955.

2. This renewed Certificate of Approval will remain in force upto the midnight of 31st December 1955.

By order

P. N. SETH  
Deputy Secretary

*Ajmer, the 7th February 1955*

**No. 62(2)/112/53-Rev**—It is hereby certified that the Certificate of Approval granted to M/s Mohan Lal and Sons, Phoola Ganj, Nasirabad in this Government Notification No. 3/5/52-Mines, dated the 30th June 1952, has been further renewed with effect from 1st January 1955.

2. This renewed Certificate of Approval will remain in force upto the midnight of 31st December 1955.

By order

P. N. SETH  
Deputy Secretary

*Ajmer, the 7th February 1955*

**No. 17/4/54-Rev**—Under Section 4(2) (a) of the Ajmer Irrigation Regulation 1887, the Chief Commissioner hereby classifies the following tanks of this State as Class 1 tanks for the purpose of Ajmer Irrigation Rules 1887:—

1. Lakhota Ki Rapat—Beawar Sub Division
2. Lolela tank—Beawar Sub Division
3. Kalesra tank—Ajmer Sub Division
4. Bithur Tank—Ajmer Sub Division
5. Bhawani Khara Tank—Ajmer Sub Division
6. Kaga Ka Khara tank—Beawar Sub Division.

By order

P. N. SETH  
Deputy Secretary

*Ajmer, the 8th February 1955*

**No. 62(2)/58/53-Rev**—It is hereby certified that the Certificate of Approval granted to Messrs. Chandmal & Co., Madan Ganj, Kishan Garh. (Rajasthan) in this Government Notification No. 3/148/51-Mines dated the 8th January 1952, has been further renewed with effect from 1st January 1955.

2. This renewed Certificate of Approval will remain in force upto the midnight of 31st December 1955.

By order

P. N. SETH  
Deputy Secretary

*Ajmer, the 9th February 1955*

**No. 62(2)/93/53-Rev**—It is hereby certified that the Certificate of Approval granted to Messrs. Mica Minerals Ltd., Bombay in this Government Notification No. G/4-1-IV dated the 27th September 1948, has been further renewed with effect from 1st January 1954 to the 31st December 1955.

By order

P. N. SETH  
Deputy Secretary

**Medical and L.S.G. Department**

*Ajmer, the 8th February 1955*

**No. 1/112/54-LSG**—The following draft of a notification which is proposed to issue in exercise of the powers conferred by clause (c) of sub-section (1) of section 4 of the Ajmer-Merwara Municipalities Regulation, 1925 (VI of 1925) is published for the information of all persons likely to be affected thereby and notice is hereby given under sub-section (2) of the aforesaid section that the

draft will be taken into consideration by the Chief Commissioner, Ajmer after the expiry of six weeks from the date of publication.

Any objection or suggestion which is received in writing from any person in respect of the draft within the said period of six weeks will receive the consideration of the Chief Commissioner.

#### *Draft Notification*

In exercise of the powers conferred by clause (c) of sub-section (1) of section 4 of the Ajmer-Merwara Municipalities Regulation, 1925 (VI of 1925), the Chief Commissioner, Ajmer hereby directs to include and exclude the following areas from the limits of the Ajmer Municipality as defined in Chief Commissioner's notification No. 2284 dated the 25th November 1926:—

Area to be included in inner cordon (shown in Green vide plan which may be seen in the office of the Ajmer Municipality).

#### *1. Portion marked A in the Plan (Boundaries).*

North—Bandi Nadi.

West—Fovsagar bund further on to a point north to Qazipura village.

South—From the point north of Qazipura village running along the foot of hill range to the North of Boraj village meeting the inner cordon near Dhola Bhata at Fovsagar road.

East—Following inner cordon from the crossing of Bandi Nadi upto Dhola Bhata at Fovsagar Road.

#### *2. Portion marked B in the Plan (Boundaries).*

North—A line drawn from the point 2 miles 1 furlong on Pushkar Road.

West—A line drawn from the point 2 miles 1 furlong on Pushkar Road octroi out-post running east of Nosar and Kotra village upto the crossing of Bandi Nadi with the inner cordon.

South—Following inner cordon from the crossing of Bandi Nadi upto north east corner of Shahjahan Bagh.

East—A line drawn from north east corner of Shahjahan Bagh meeting the northern boundary at 2 miles 1 furlong on Pushkar Road.

Area to be excluded from inner cordon (Shown in blue vide plan which may be seen in the office of the Ajmer Municipality).

#### *3. Portion marked C in the plan (Boundaries).*

North—Following inner cordon from the Hillock on North end of Kalyanipura tank bund then along the bund.

West—A line drawn from the hillock on north end of Kalyanipura tank bund running on the west of Balunura village upto the hillock on the south of it.

South—Following inner cordon upto hillock south of Bulupura village.

East—Following inner cordon running east of Kalyanipura village.

By order

V. N. BHATIA  
Deputy Secretary

*Ajmer, the 9th February 1955*

**No. 14/2/53.Medl.**—Whereas the Chief Commissioner of the State of Ajmer is satisfied that dangerous epidemic disease, namely Cholera, is likely to break out at certain places within the said State and that the ordinary provisions of the law for the time being in force, will be insufficient to prevent the spread of the disease;

Now therefore the Chief Commissioner is exercise of the powers conferred on him by sub-section (1) of section 2 of the Epidemic Diseases Act, 1897 (III of 1897), read with the Government of India late Home Department Notification No. F. 126/37-Public, dated the 1st April 1937, is hereby pleased—

- (1) to empower the Civil Surgeon, Ajmer and also the Medical Officer of Health, Municipal Committee, Ajmer, to inoculate or cause to be inoculated any or all of the members of the public residing within the State of Ajmer or entering into or going out of the said State;

- (2) to prescribe that the following temporary regulation shall be observed by the public, namely, that every person in the State of Ajmer, shall allow himself and such other persons of whom he is a guardian, whether *dejure* or *defacto* to be inoculated by or under the orders of any of the officers referred to in clause (1) above;
- (3) to direct that the orders in Clauses (1) and (2) above shall remain in force upto the 15th April 1955;
- (4) to direct that the expenses incurred in connection with any measures taken by the Civil Surgeon Ajmer, and the Medical Officer of Health, Municipal Committee, Ajmer, in exercise of the powers hereby conferred upon them shall be defrayed by the Ajmer Municipality.

By order  
G. S. GAITONDE  
Secretary

Ajmer, the 11th February 1955

**No. 1/166/53-LSG**—In exercise of the powers conferred by clause (n) of section 247 of the Ajmer-Merwara Municipalities Regulation, 1925 (VI of 1925), the Chief Commissioner, Ajmer is pleased to make the following rules regarding publication of notices:—

(1) All notices required to be published by the Committee in exercise of powers conferred or in discharge of an obligation imposed by the Ajmer-Merwara Municipalities Regulation, 1925 (VI of 1925) or by any rule or bye-law made thereunder, shall be published in English and Hindi scripts.

(2) Such notices shall be published by:—

(i) Means of proclamation;

(ii) Affixing copies of notices at the following places:

(a) Municipal Office.

(b) Municipal Public Library.

(c) District Kutchery.

(d) Police Stations Kotwali and Civil Lines.

The Chairman may forward copies of such notices to such public bodies as he may deem fit or may order these to be affixed at any police out posts and Municipal Notice Boards also.

(3) Such notices shall remain affixed for such period as required by the aforesaid regulation or any rule or bye-law framed thereunder and in other cases they shall be published for at least a week.

(4) No person shall remove, deface, or cause to be removed or defaced any notice.

(5) Any person making a breach of rule No. 4 shall be punished with a fine which may extend to Rs. 5/-.

By order  
V. N. BHATIA  
Deputy Secretary

#### Public Works and Excise Department

Ajmer, the 10th February 1955

**No. H(1)/53/54-PWE**—Shri Mohammed Hamid Khan, Superintendent of Excise Revenue, Ajmer was granted leave on average pay for the periods shown below in two spells—

(i) Seven days from 13th to 19th October 1954.

(ii) One month and 9 days from 22nd October 1954 to 30th November 1954.

2. This Government notification No. H(1)/53/54-PWE dated the 13th January 1954 is hereby cancelled.

By order  
A. R. SETHI  
Secretary

#### Law and Judicial Department

Ajmer, the 10th February 1955

**No. 21/1/54-L&J**—In exercise of the powers conferred by Section 50 of the Special Marriage Act, 1954 (Act

XLIII of 1954) the Chief Commissioner, Ajmer hereby makes the following rules, namely:—

1. *Short title*—(1) These rules may be called the Ajmer Special Marriage Rules, 1955.

(2) They shall come into force at once.

2. *Definitions*—In these rules, unless the context otherwise requires:—

(i) "The Act" means THE SPECIAL MARRIAGE ACT, 1954 (XLIII of 1954);

(ii) "Marriage Officer" means any officer appointed as "Marriage Officer" under the Act;

(iii) "Registrar General" means the Registrar General of Births, Deaths and Marriages appointed under the Births, Deaths and Marriages Registration Act, 1886 (IV of 1886).

(iv) "Section" means section of the Act.

3. *Marriage notice book*—(1) A Marriage Notice Book shall be maintained in the following form, namely:

Serial Name of the No. parties	Rank of Profession	Age	Dwelling place
1	2	3	4

Length of Residence.	The date on which the notice of the intended marriage is received and the date on which it is published under sub-section (2) of section 6 of the Act or is transmitted to the Marriage Officer of some other district.	Decision arrived at on the objection preferred under section 7."
6	7	8

(2) Each notice under section 5 of the Act shall be serialised and a true copy thereof shall be entered on a fresh page of the Marriage Notice Book.

(3) This book shall be open for inspection on all working days during office hours of the Marriage Officer.

4. *Register of certificate of registration*—The Marriage Officer shall keep, in the form set forth below, a register of all certificates of registration and copies of entries given by him and the register of fees paid under the Act.

#### "FORM"

- Serial No.
- Name and residence of person applying certificate or copy.
- Date of application.
- Date of grant of certified copy.
- Fee paid.
- Initials of Registrar.
- Remarks.

5. *Schedule of Fees*—The following fees shall be paid for the duties to be discharged by Marriage Officers in connection with the solemnisation of marriages under the Act:

	Rs. A. P.
(i) For receiving, and publishing the notice of marriage under sections 5, 6 and 14.	5 0 0
(ii) For receiving the notice of objection to marriage under section 7.	2 0 0
(iii) For disposing of objections taken under section 7.	2 0 0
(iv) For receiving and counter-signing declaration under section 11.	2 0 0
(v) For solemnizing a marriage at the office of Marriage Officer between 10 A.M. and 4 P.M. on all days other than Sundays and public holidays.	5 0 0
(vi) For solemnizing a marriage at the office of Marriage Officer on Sundays and public holidays or between hours other than those specified in clause (v) above.	5 0 0

	Rs.	A.	P.
(vi) For solemnizing a marriage at a place other than the office of the Marriage Officer under section 12(1);	15	0	0
(vii) For issuing a certified copy of each extract for the marriage certificate book under section 47(2).	2	0	0

6. The following fees shall be paid for the duties to be discharged by the Marriage Officers in connection with the registration of marriages other than those solemnized under the Act:

	Rs.	A.	P.
(a) for the receipt of an application for registration	1	0	0
(b) for the receipt of objection to the registration applied for	2	0	0
(c) for disposal of objections;	2	0	0
(d) for entering a certificate of the marriage in the Marriage Certificate Book	2	0	0
(e) for giving a certified extract from the Marriage Certificate Book.	2	0	0

7. *Manner of Public Notice*—The public notice under section 16 shall be given by affixing a true copy of the application on the Notice Board of the office of the Marriage Officer and by publication in two local newspapers having wide publicity and its cost shall be borne by the party concerned.

8. *Notice to Marriage Officer*—Parties to the intending marriage shall give reasonable notice in writing to the Marriage Officer regarding the date, time and place of the intended marriage.

9. *Form of entries under Section 48*—The copies of entries of marriage which the marriage officers are required to send to the Registrar General, shall be certified in the form set forth below and shall be sent at intervals of 3 months on or as nearly as possible after 1st January, April, July and October in each year.

Should no entries be made in a register during the preceding three months, a certificate to this effect shall be sent to the Registrar General in the following form, namely—

"Certified that the above which contains entries from No..... regarding ..... to No..... regarding..... is a true copy of all entries in the register of marriage kept by me for the three months ending ..... day of ..... 19.....".

10. All fees payable under these rules shall be realised through treasury challans and credit to "XLVI-J. Miscellaneous, other fees, fines and forfeitures."

By order  
U. N. BHATIA  
Deputy Secretary

Ajmer, the 11th February 1955

No. 5/7 54-L&J—In exercise of the powers conferred on him under sub-section (1) of section 4 of the Muslim wakfs Act, 1954 (29 of 1954) read with the Government of India Ministry of Home Affairs Notification No. 20/8/54-Judl. dated the 15th January 1955, the Chief Commissioner, Ajmer hereby appoints the Assistant Commissioner Ajmer as the Commissioner of wakfs for the whole State of Ajmer.

By order  
V. N. BHATIA  
Deputy Secretary

## ORDERS BY THE JUDICIAL COMMISSIONER, STATE OF AJMER

### NOTIFICATION

Ajmer, the 8th February 1955

No. 475-R/VIII-55—In exercise of the powers conferred by Section 45N(2) and 45U of Banking Companies Act, 1949 (X of 1949), the Judicial Commissioner is pleased to make the following rules for the State of Ajmer.

The rules shall come into force with effect from 1st March 1955.

1. In the rules unless the context on subject matter otherwise requires,

'Act' means Banking Companies Act 1949.

'Company' means a Company to which the provisions of the Act apply.

2. *General headings*—The following shall be used as general headings in all cases under the Act or the Rules framed under it.

(a) In proceedings before the Court—In the Court of the Judicial Commissioner, State of Ajmer. In

the matter of Banking Companies Act, 1949, and of the ..... Bank, Limited.

(b) For all advertisements, notices and other proceedings not before the Court—

In the matter of the Banking Companies Act, 1949 and of the ..... Bank Limited.

3. *Application of Indian Company Rules*—Save as is expressly provided in these Rules, the Rules framed under the Indian Companies Act shall apply to proceedings under the Act.

4. *Presentation and hearing of petitions under part III or III-A of the Act*—An application under any of the sections of Part III or Part III-A of the Act shall be made by petition which shall be signed and verified in the same manner as a plaint. The petition shall be supported by an affidavit and shall be presented to the Judicial Commissioner, State of Ajmer. The Judicial Commissioner shall hear the said application, and pass such orders and give such directions as he deems proper, including directions for notice of the petition being given to such person or persons as may seem to him likely to be affected by the proceedings.

5. *Notice of petition*—Where a notice is directed to be given to any party, it shall be served together with a copy of the petition and the petition shall not be heard until fourteen days after the service of the notice, unless the Judicial Commissioner otherwise directs.

6. *Applications in winding up*—(a) All claims made by or against a banking company in winding up and applications to decide all questions of priority and all other questions whatever arising in the winding up shall be determined by the Judicial Commissioner.

(b) A petition under this Rule shall contain a statement of facts relied upon and the nature of the relief asked for. The petition shall be signed and verified in the same manner as a plaint.

7. *Notice of petition under Rule 6*—The Judicial Commissioner shall direct notice of the petition to be given to the respondent or such other person or persons as may seem to him likely to be affected by the proceedings. Such notice shall be served together with a copy of the petition and the petition shall not be heard until fourteen days after service of the notice, unless the Judicial Commissioner otherwise directs.

8. *Affidavit in answer*—An answer to the petition mentioned in Rule 4 shall be made by filing an affidavit and a copy thereof shall be furnished to the petitioner or his advocate at least two clear days before the returnable date of the notice.

9. *Directions for hearing of the petition*—On the date fixed for the hearing of the petition the Judicial Commissioner may proceed to hear the petition or give such directions as he may think proper as to discovery and inspection, examination of witnesses in Court or in Chambers, taking of evidence by affidavit or otherwise and generally for the speedy determination of the petition.

10. *Notice to the Reserve Bank*—In addition to the advertisement and notice provided for in the Company Rules, notice of application for winding up a company made by persons other than the Reserve Bank shall be served on the Reserve Bank.

11. *Transfer of proceedings*—Where an order has been made for the winding up of a banking company, the Judicial Commissioner shall have power to order the transfer to him of any action, cause or matter pending in any other court subordinate to him brought or continued by or against the company. Proceedings so transferred shall be dealt with in the same manner as claims and questions under section 45-B of the Act.

12. *Proof of debts and claims against the company*—Notwithstanding anything to the contrary contained in the Company Rules, every depositor, whose name appears as a depositor in the books of the company shall be admitted as a creditor for the amount so appearing in the books of the company without proof, unless the Official Liquidator has reason for doubting any particular entry in which case he may call upon the depositor to file a proof of claim. The Official Liquidator shall notify every depositor so admitted without proof of the amount for which he has been admitted as a creditor.

13. *Set Off*—In all claims for money by a banking company the debtor shall be entitled to claim by way of set-off or counter-claim any amount which he may claim against the company.

14. *Court Fees on claims*—The Court fee payable on claims for money (whether secured or unsecured) or to set off made against such claims or on counter claims determined by the Court under section 45-B of the Act or under these Rules shall be one-half the amount prescribed by Art. I, Schedule I of the Court Fees Act, subject to a minimum of two rupees.

15. *Enforcement of orders*—(a) Every order in favour of a company, enforcement of a mortgage pledge hypothecation or any other security shall be executed by the Judicial Commissioner and the Judicial Commissioner may direct the security to be sold by a Commissioner without the settlement of a sale proclamation, but after such advertisement as he may direct.

(b) Every other order passed in favour of a company for money may be executed by the Judicial Commissioner or transmitted for execution to any other court subordinate to him, provided that the Judicial Commissioner shall be at liberty at any stage to withdraw for disposal by himself any proceeding in execution pending in another court subordinate to him in respect of an order transmitted to such Court for execution.

16. *Presentation and hearing of complaints*—(a) Proceedings under section 45-C of the Act shall commence with a complaint being presented by the Official Liquidator to the Judicial Commissioner. On presentation of the complaint, the Judicial Commissioner may issue a summons or a bailable or non-bailable warrant against the accused and shall fix a date for the trial or may dismiss the complaint as he may in his discretion think fit.

(b) In the case of a trial under section 45-C(1), the procedure provided in the Criminal Procedure Code for

the trial of Summons cases shall, so far as it is not inconsistent with the provisions of the Act, be applicable.

(c) In the case of a trial under section 45-C(3) the procedure provided in the Criminal Procedure Code for the trial of Warrant Cases shall, so far as it is not inconsistent with the provisions of the Act, be applicable.

(d) All process in criminal cases shall issue from the Office of the Judicial Commissioner.

B. N. NIGAM

I.C.S.

Judicial Commissioner

# OFFICE OF THE DEPUTY COMMISSIONER AND COLLECTOR, AJMER

## NOTIFICATION

Ajmer, the 8th February 1955

No. Mines.X/676/X(F)143—As required by Rule 67 of the Mineral Concession Rules, 1949 the following areas which were previously held under a prospecting licence or a mining lease are notified as available for regrat after 30 days from the date of publication in the Gazette of India.

Tahsil	Village	Plot Nos.	Area B. B. B.
Ajmer	.. Ramgar	4283/2, 4293/2.	4 13 15
Ajmer	.. Thok-Teliyan (Babugarh)	1366	32 10 0

A. K. MUSTAFY

Deputy Commissioner and Collector

## Statistics of Wages of Agricultural Labour of the State of Ajmer for the Month of December 1954.

Type of Labour	AJMER:—Sub-Division. Village:—Tabiji. District:—Ajmer. Normal Working hours:—8 to 10 hours.					BEAWAR:—Sub-Division. Village:—Balad. District:—Ajmer. Normal Working hours:—8 hours.					KEKRI:—Sub Division. Village:—Kekri. District:—Ajmer. Normal Working hours:—3 hours.				
	Cash Wages	Com- modity	Quan- tity	Cash equiva- lent	Total wages in cash	Cash Wages	Com- modity	Quan- tity	Cash equiva- lent	Total wages in cash	Cash Wages	Com- modity	Quan- tity	Cash equiva- lent	Total Wages in cash
1. <i>Skilled Labour</i> —	Rs. A. P.			Rs. A. P.	Rs. A. P.	Rs. A. P.			Rs. A. P.	Rs. A. P.	Rs. A. P.			Rs. A. P.	Rs. A. P.
(a) Carpenters	.. 12 0 0	Coarse grain.	30 Sars per plough per harvest.	.. 12 0 0	13 0 0	Grain	One Md. per plough per harvest.	.. 13 0 0	2 5 0	.. 13 0 0	2 5 0	..	..	..	2 5 0
(b) black Smiths	.. 12 0 0	Do.	Do.	.. 12 0 0	13 0 0	Do.	Do.	.. Do.	2 5 0	..	..	..	..	..	2 5 0
(c) Mochi (Cobblers)	.. 14 0 0	Do.	One Md. per plough.	.. 14 0 0	13 0 0	Do.	Do.	.. Do.	2 5 0	..	..	..	..	..	2 5 0
2. <i>Field Labour</i> —															
(a) Men	.. 1 0 0	..	..	.. 1 0 0	1 0 0	.. 0 12 0	.. 0 12 0	2 0 0	..	..	.. 2 0 0	..	..	..	2 0 0
(b) Women	.. 0 12 0	..	..	.. 0 12 0	..	.. 0 12 0	.. 0 12 0	1 0 0	..	..	.. 1 0 0	..	..	..	1 0 0
(c) Children	.. 0 8 0	..	..	.. 0 8 0	..	.. 0 8 0	.. 0 8 0	1 0 0	..	..	.. 1 0 0	..	..	..	1 0 0
3. <i>Other Agricultural Labour</i> —															
(a) Men	.. 1 0 0	..	..	.. 1 0 0	..	..	..	2 0 0	..	..	.. 2 0 0	..	..	..	2 0 0
(b) Women	.. 0 12 0	..	..	.. 0 12 0	..	..	..	1 0 0	..	..	.. 1 0 0	..	..	..	1 0 0
(c) Children	.. 0 8 0	..	..	.. 0 8 0	..	..	..	1 0 0	..	..	.. 1 0 0	..	..	..	1 0 0
4. <i>Herders</i> —															
(a) Men	.. 1 0 0	..	..	..	Rs. 30/- to Rs. 40/- per month	..	..	1 4 0	..	..	.. 1 4 0	..	..	..	1 4 0
(b) Women	..	..	..	..	..	..	..	1 0 0	..	..	.. 1 0 0	..	..	..	1 0 0
(c) Children	..	..	..	.. 0 8 0	..	..	..	1 0 0	..	..	.. 1 0 0	..	..	..	1 0 0

\* These include ploughmen, showars, reapers, harvesters, weathers, transplanters, etc.

† These include coolies employed for watering the fields, load carriers, wall diggers, labourers cleaning silt from waterways embankments etc.

‡ They include persons whose main work is to collect livestock from different owners houses and to feed them in the Jungle during the day and again carry them to the owners places.

